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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA
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9 RICHARD J. KRAVETZ,

Case No. 3:19-cv-00510-RCJ-WGC

10 Petitioner,

v.

ORDER

11 STATE OF NEVADA,

12 Respondents.
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15 Petitioner, a Nevada prisoner, has submitted a petition for writ of habeas corpus
16 pursuant to 28 U.S.C. § 2254. ECF No. 1. Petitioner has not filed an application to
17 proceed *in forma pauperis* or paid the filing fee. Accordingly, this matter has not been
18 properly commenced. 28 U.S.C. § 1915(a)(2) and Local Rules LSR 1-1, 1-2. In addition,
19 the petition is not on the form provided by this court. Local Rule, LSR 3-1.

20 Thus, the present action will be dismissed without prejudice to the filing of a
21 habeas petition pursuant to 28 U.S.C. § 2254 on the form required by this court in a new
22 action with either the \$5.00 filing fee or a completed application to proceed *in forma*
23 *pauperis* on the proper form with both an inmate account statement for the past six
24 months and a properly executed financial certificate.
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IT IS THEREFORE ORDERED that this action is DISMISSED without prejudice to the filing of a petition in a **new** action with either the \$5.00 filing fee or a properly completed application form to proceed *in forma pauperis*.


IT IS FURTHER ORDERED that a certificate of appealability is denied, as jurists of reason would not find the court's dismissal of this improperly commenced action without prejudice to be debatable or incorrect.

IT IS FURTHER ORDERED that petitioner's request for oral argument (ECF No. 3) is **DENIED** as moot.

IT IS FURTHER ORDERED that the Clerk shall send petitioner two copies each of an application form to proceed in forma pauperis for incarcerated persons and a noncapital Section 2254 habeas petition form, one copy of the instructions for each form, and a copy of the papers that he submitted in this action.

IT IS FURTHER ORDERED that the Clerk shall enter judgment accordingly and close this case.

DATED: This 12th day of September, 2019.


UNITED STATES DISTRICT JUDGE